

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HOMERO VELASQUES SAABEDRA,

No. C 08-233 SI

Plaintiff,

ORDER DISMISSING CASE

v.

HSBC MORTGAGE SERVICES, *et al.*,

Defendants.

By order filed January 23, 2008, the Court granted plaintiff's application to proceed *in forma pauperis* and dismissed the complaint with leave to amend. The order stated that if plaintiff wished to amend the complaint, he must do so by February 8, 2008. Plaintiff did not file an amended complaint, nor has plaintiff taken any action in this case since filing the original complaint. Based on this record, the Court finds it appropriate to dismiss this case for failure to prosecute. Accordingly, the Court DISMISSES this action WITHOUT LEAVE TO AMEND. Defendant's motion to dismiss is DENIED AS MOOT. (Docket No. 5).

IT IS SO ORDERED.

Dated: March 4, 2008



SUSAN ILLSTON
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

HOMERO VELASQUES SAABEDRA et al,
Plaintiff,

Case Number: CV08-00233 SI

CERTIFICATE OF SERVICE

v.

HSBC MORTGAGE SERVICES et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on March 10, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Sramineus Homo, US Vessel

Homero Velasques Saabedra
125 Marin Place
Woodland, CA 95695

Dated: March 10, 2008

Richard W. Wieking, Clerk
By: Tracy Sutton, Deputy Clerk

